

GP3742



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Re Reissue Appln. Of
Mikhail Zaydman

Exam: Tu Hoang

Date: June 26, 2000

Serial No. 09/217,469

Filed Dec. 21, 1998

Art Unit 3742

For: COMPACT SMOKING OVEN WITH
A ROTATABLE FOOD SUPPORT

Docket No. 8001.005

TC 3700 MAIL ROOM

JUL -6 2000

RECEIVED

Hon. Commissioner of Patents

Washington, D. C. 20231

LETTER

Sir:

Attached herewith is a copy of an Amendment for the instant Reissue application together with an appointment of attorney, a supplemental declaration for the reissue application and a fee transmittal form. Also attached is a copy of the originally mailed postcard showing a mailing date of April 7, 2000. It is believed that this amendment was timely filed and no extension fees are due. By way of further explanation, it appears that this application was mistakenly handled by the Patent Office as a new Reissue Application. A new serial number was set out together with a new filing date and then a Notice of Incomplete Reissue

Application was issued, copy attached.

It is respectfully requested that the following steps be taken to clarify the situation: (1) that the amendment in serial No. 09/217,469 be entered in the file of the application as timely filed (see the date stamped on the postcard as 4/10/00); (2) that the newly issued serial number be withdrawn; and (3) that the notice of incomplete application also be withdrawn.

Since Application serial No. 09/217,469 appears to be in compliance with all requirements, it is respectfully requested that further action be taken in this application and the case passed to allowance.

Respectfully submitted,

Anna Vishev

Anna Vishev, Reg. No. 45,018
LEVISOHN, LERNER, BERGER & LANGSAM
757 Third Avenue, Suite 2400
New York, NY 10017

Tel. No. 212-486-7272
Fax No. 212-486-0323

AV/jq



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For: COMPACT SMOKING OVEN WITH A ROTATABLE FOOD SUPPORT
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Docket No. 8001.005

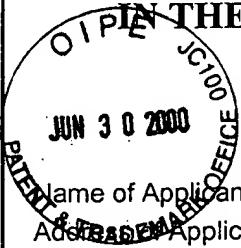
Kindly acknowledge receipt of the following:

Supplemental Declaration for Reissue Appln.
Reissue Appln. Fee Transmittal Letter
Amendment
Small Entity Decln.
Power of Attorney
AUTHORIZATION TO CHARGE DEPOSIT ACCOUNT
Mailed 4/7/00

TC 3700 MAIL ROOM

JUL -6 2000

RECEIVED



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

POWER OF ATTORNEY

Docket No.

8001.005

Name of Applicant: Mikhail Zaidman
Address of Applicant: 3029 Brighton 12 Street, Apt. C7
Brooklyn, NY 11235

Title: Compact Smoking Oven With A Rotatable Food Support

Serial No., if Any: 09/217,469
Filed: December 21, 1998

TO THE ASSISTANT COMMISSIONER FOR PATENTS

The Assistant Commissioner for Patents
Washington, D.C. 20231

Honorable Sir:
I hereby appoint:

Anna A. Vishev (Reg. No. 45,018)
Peter L. Berger (Reg. No. 24,570)
Andrew S. Langsam (Reg. No. 28,556)
Morris E. Cohen (Reg. No. 39,947)
Barry E. Negrin (Reg. No. 37,407)
Marilyn Neiman (Reg. No. 44,966)

as principal attorneys to prosecute this application and to transact all business in the Patent and Trademark Office connected therewith.

Please direct all future correspondence to:

Anna A. Vishev, Esq.
Levisohn, Lerner, Berger & Langsam
757 Third Avenue, Suite 2400
New York, NY 10017

By:

Mikhail Zaidman

Dated:

4/7/00



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3c511 U.S. PTO
09/547060



FORMALITIES LETTER



OC000000005166033

UNITED STATES DEPARTMENT OF COMMERCE
Patent and Trademark OfficeAddress: COMMISSIONER OF PATENT AND TRADEMARKS
Washington, D.C. 20231

APPLICATION NUMBER	FILING/RECEIPT DATE	FIRST NAMED APPLICANT	ATTORNEY DOCKET NUMBER
09/547,060	04/10/2000	Mikhail Zaydman	8001.005

Anna A Vishev Esq
Levisohn Lerner Breger & Langsam
757 Third Avenue Suite 2400
New York, NY 10017



Date Mailed: 06/08/2000

NOTICE OF INCOMPLETE REISSUE APPLICATION

FILED UNDER 37 CFR 1.53(b)

A filing date has NOT been accorded to the above identified application papers for the reason(s) indicated below.

All of the items noted below and a newly executed oath or declaration covering the items must be submitted within **TWO MONTHS** of the date of this Notice, unless otherwise indicated, or proceedings on the application will be terminated (37 CFR 1.53(e)).

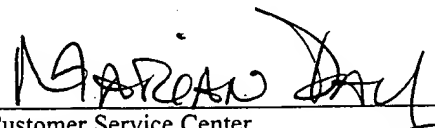
The filing date will be the date of receipt of all items required below, unless otherwise indicated. Any assertions that the item(s) required below were submitted, or are not necessary for a filing date, must be by way of petition directed to the attention of the Office of Petitions accompanied by the \$130.00 petition fee (37 CFR 1.17(i)). If the petition states that the application is entitled to a filing date, a request for a refund of the petition fee may be included in the petition.

- The specification is missing.
- The specification does not include at least one claim.
A complete specification including at least one claim as prescribed by 35 U.S.C. 112 is required.

The required items noted below SHOULD be filed along with any items required above. The filing date of this reissue application will be the date of receipt of the items required above. The items noted below must be filed no later than **TWO MONTHS FROM THE FILING DATE ACCORDED THIS APPLICATION**.

- Assignee's statement under 37 CFR 3.73(b) establishing ownership of the patent is missing. 37 CFR 1.172 requires that all assignees consenting to the reissue application establish their ownership interest in the patent by filing in the reissue application a statement in accordance with 37 CFR 3.73(b).

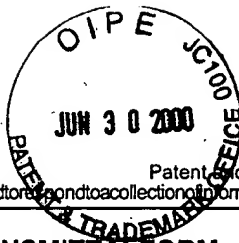
A copy of this notice **MUST** be returned with the reply.


Customer Service Center

Initial Patent Examination Division (703) 308-1202

PART 1 - ATTORNEY/APPLICANT COPY

loc. 0300
6-12-00
Status 019
7H
7-20-00



PTO/SB/56 (12-97)
Approved for use through 9/30/00. OMB 0651-0033
Patent and Trademark Office; U.S. DEPARTMENT OF COMMERCE
Under the Paperwork Reduction Act of 1995, no persons are required to respond to a collection of information unless it displays a valid OMB control number.

REISSUE APPLICATION FEE TRANSMITTAL FORM						Docket Number (Optional)		
						8001.005		
Claims as Filed - Part 1								
Claims in Patent	For	Number Filed in Reissue Application	(3) Number Extra	Small Entity		Other than a Small Entity		
				Rate	Fee	Rate	Fee	
(A)	Total Claims (37CFR 1.16(j))	(B)	****	= x\$		or	x\$	
(C)	Independent Claims (37CFR 1.16(i))	(D)	*	= x\$			x\$	
Basic Fee (37CFR 1.16(h))					\$		\$	
Total Filing Fee					\$	OR	\$	
Claims as Amended - Part 2								
	(1) Claims Remaining After Amendment		(2) Highest Number Previously Paid For	(3) Extra Claims Present	Small Entity		Other than a Small Entity	
					Rate	Fee	Rate	Fee
Total Claims (37CFR 1.16(j))	*** 25	MINUS	** 25	= 0	x\$		or	x\$
Independent Claims (37CFR 1.16(i))	*** 12	MINUS	**** 9	= 3	x\$ 39 =			x\$ 117 =
Total Additional Fee					\$ 117	OR	\$	
<p>* If the entry in (D) is less than the entry in (C), write "0" in column 3. ** If the "Highest Number of Total Claims Previously Paid For" is less than 20, write "20" in this space. *** After any cancellation of claims **** If "A" is greater than 20, use (B - A); if "A" is 20 or less, use (B - 20). ***** "Highest Number of Independent Claims Previously Paid For" or Number of Independent Claims in Patent (C).</p>								
<p><input checked="" type="checkbox"/> Please charge Deposit Account No. <u>02-2105</u> in the amount of <u>\$117.00</u>. A duplicate copy of this sheet is enclosed.</p> <p><input checked="" type="checkbox"/> The Commissioner is hereby authorized to charge any additional fees under 37 CFR 1.16 or 1.17 which may be required, or credit any overpayment to Deposit Account No. <u>02-2105</u>. A duplicate copy of this sheet is enclosed.</p> <p><input type="checkbox"/> A check in the amount of \$ _____ to cover the filing/additional fee is enclosed.</p>								
<u>04.07.2000</u> Date		<u>Anna Vishev</u> Signature of Applicant, Attorney or Agent of Record						
		<u>Anna Vishev</u> Typed or printed name						

Burden Hour Statement: This form is estimated to take 0.2 hours to complete. Time will vary depending upon the needs of the individual case. Any comments on the amount of time you are required to complete this form should be sent to the Chief Information Officer, Patent and Trademark Office, Washington, DC 20231. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Assistant Commissioner for Patents, Washington, DC 20231.